



1646

Practitioner's Docket No. 44168-DIV4 (70281)

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Haruo ONDA et al.

Serial No.: 09/935,371 Group No.: 1646

Filed: August 22, 2001 Examiner: KEMMERER, E.

For: PACAP RECEPTOR PROTEIN, METHOD FOR PREPARING SAID PROTEIN, AND USE THEREOF

**Commissioner for Patents  
Washington, D.C. 20231**

**RECEIVED**

NOV 22 2002

**RESTRICTION REQUIREMENT TRANSMITTAL**

TECH CENTER 1600/2900

1. Transmitted herewith is a Response to Restriction Requirement for this application.

**STATUS**

2. Applicant is  
☐ a small entity. A statement:  
☐ is attached.

**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

**FACSIMILE**

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

☐ transmitted by facsimile to the Patent and Trademark Office (703) \_\_\_\_-\_\_\_\_.

Date: November 14, 2002

Signature— Nicholas A. Zachariades

- ☐ was already filed.  
☒ other than a small entity.

### EXTENSION OF TERM

*NOTE: "Extension of Time in Patent Cases (Supplement Amendments) -- If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.*

*If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).*

*NOTE: See 37 C.F.R. Section 1.645 for extensions of time in interference proceedings, and 37 C.F.R. Section 1.550(c) for extensions of time in reexamination proceedings.*

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

*(complete (a) or (b), as applicable)*

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. Section 1.136 (fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$ 1,440.00	\$ 720.00

Fee: \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

*(check and complete the next item, if applicable)*

- ☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \$ \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_

**OR**

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. Section 1.16(b)-(d)) has been calculated as shown below:

				OTHER THAN A			
(Col.1)	(Col. 2)	(Col. 3)	SMALL ENTITY	SMALL ENTITY			
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	OR	Rate	Addit. Fee
Total	Minus 20	= 0	x \$9 =	\$0.00		x \$18 =	\$ 0.00
Indep.	Minus 3	= 0	x \$42 =	\$		x \$84 =	\$ 0.00
[ ] First Presentation of Multiple Dependent Claim				+ \$140 =	\$	+ \$280 =	\$ 0.00
				Total Addit. Fee \$	OR	Total Addit. Fee	\$ 0.00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,  
\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".  
\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".  
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

- (c) ☒ No additional fee for claims is required.

**OR**

- (d) ☐ Total additional fee for claims required \$ \_\_\_\_\_.

**FEE PAYMENT**

5.    ☐    Attached is a check in the sum of \$ \_\_\_\_\_.  
      ☐    Charge Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_.  
         A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6.    ☒    If any additional extension and/or fee is required, charge Account No. **04-1105.**

**AND/OR**

- ☒    If any additional fee for claims is required, charge Account No. **04-1105.**



**SIGNATURE OF PRACTITIONER**

Peter F. Corless (Reg. No. 33,860)  
EDWARDS & ANGELL, LLP  
P.O. Box 9169  
Boston, MA 02209

Tel. No.: (617) 439-4444  
Fax No.: (617) 439-4170

Customer No. 21,874

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